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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
F.H. BERTLING HOLDING KG,

08 Civ. 2003 (SHS)

Plaintiff,

-against-

RANHILL ENGINEERS AND CONSTRUCTORS
SDN. BHD.,

Defendant.

-----X

**SUR-REPLY
DECLARATION OF
FOLKER LEHNING**

I, **FOLKER LEHNING**, hereby make this Declaration pursuant to 28 U.S.C. §
1746, and declare and state as follows:

1. I am a Project Director of F.H. Bertling Logistics GmbH, Hamburg, Germany, an affiliate of Plaintiff F.H. Bertling Holding KG ("FHB"). I offer this Sur-Reply Declaration to supplement my Declaration dated 14 May 2008 in further support of FHB's Opposition to Ranhill Engineers and Constructors Sdn. Bhd.'s ("REC") Motion to Vacate the Rule B Attachment ordered by this Court and in response to REC's Reply to FHB's Opposition.

2. I make this Sur-Reply Declaration based upon my personal knowledge obtained from involvement in the planning of ocean transportation and logistics in connection with the Libyan Housing Project referred to in both parties' motion papers and supporting declarations, which I have reviewed.

3. On 3 and 7 November 2006, I attended meetings at the offices of REC in Kuala Lumpur, along with REC's General Manager of Procurement and Logistics, Hayley Van de Glind, REC's Logistics Manager, Suida Selamat and S. Prem Kumar of REC Site Logistics. The minutes of these meetings, prepared by REC on REC letterhead, are annexed hereto as **Exhibit N**. The Court will note that the minutes were provided to Alan Scott according to the distribution list.

4. The purpose of these meetings was to discuss and provide consultation to REC as to how FHB and its affiliates would satisfy the transportation and logistics needs of REC and its affiliates in connection with the Libyan Housing Project and pursuant to the 26 July 2006 Logistics Agreement between FHB and REC (the "Logistics Agreement").

5. I offer the minutes of the meetings in furtherance of FHB's arguments that: (a) REC and its affiliates, including Amona Ranhill Consortium ("ARC"), presented themselves as and acted as one entity when dealing with FHB and its affiliates under the Logistics Agreement and (b) the demonstrated intention of the parties to the Logistics Agreement was that its primary objective was maritime transportation of equipment and materials in connection with the Libyan Housing Project. **Exhibit N** shows the following in support of these arguments:

- REC was involved in procurement and logistics for the Libyan Housing Project.
- Alan Scott is identified in REC's documents as the "REC Project Director", not the "Project Director for ARC" as he states in his declaration dated 30 May 2008.
- A concrete pre-casting plant was to be built from parts from Finland, which required ocean transportation.
- Earth moving equipment would be both locally obtained and "imported".
- REC required cement imports of 30,000 metric tons per month. It was decided at that time that transportation of cement from China was too expensive, and cement was to be transported by sea from the Ukraine.
- Sea-going vessel chartering for a three (3) year period was contemplated.
- Port clearance and costs were major issue for Bertling to handle on behalf of REC.

6. REC and its affiliates acted as one entity in respect to their dealings with FHB and its affiliates in connection with the Libyan Housing Project and the Logistics Agreement. The common understanding was that the Logistics Agreement applied to all REC subsidiaries and affiliates involved in the Libyan Housing Project. In an email exchange spanning 28 December 2006 to 3 January 2007 (annexed hereto as part of **Exhibit O**), REC's Procurement Department sought FHB and affiliates to update their "vendor registration" with REC. I responded by inquiring whether the "general agreement for the Libya housing project and forthcoming other projects" obviated the need for FHB to complete the vendor registration forms. REC's Gareth Norman responded that "[t]here is no reason for Bertling to provide the registration date to qualify

for the Libya and other projects covered by the General Agreement we have already executed.”¹

7. Annexed hereto as **Exhibit P** is a telephone list of REC personnel dated 28 March 2007. The Court will note that REC has many personnel working on the “Libya Project” and I was listed as one of them because of my in-house consultant status.

8. Annexed hereto as part of **Exhibit O** is a copy of my 24 May 2007 email report of a meeting that took place on 23 May 2007 at the offices of REC in Kuala Lumpur when I was mobilized to work as an in-house Logistics Planner for REC under the Logistics Agreement and a follow-up email dated 30 May 2007 from REC’s Suida Selamat requesting a copy of my report on the port of Misurata, Libya pursuant to this meeting. This meeting was attended by REC’s Alan Scott, among others. My email report confirms that, despite the technicalities proffered by Ronald Metcalf’s Declaration dated 29 May 2008 as to which REC affiliate was actually awarded the Libyan Housing Project, REC and its affiliates acted as one vis-à-vis FHB and performance under the Logistics Agreement with respect to procurement and logistics for the Libyan Housing Project. It was obvious that FHB was acting as the exclusive logistics and transportation provider for the Libya Housing Project as the Logistics Agreement required.

9. My email report and REC’s follow-up email dated 30 May 2007 in **Exhibit O** also confirm that sea transportation was the primary objective of the services that FHB was to provide under the Logistics Agreement in that the Misurata port and Libyan Customs tariffs were critical issues.

¹ The “general agreement” I was referring to is the 26 July 2006 Logistics Agreement between REC and FHB, and my understanding was that Mr. Norman’s response referred to the same agreement, since there was no other such agreement of which I was aware.

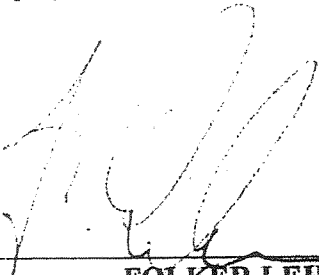
10. Annexed hereto as part of **Exhibit O** is an email exchange dated 27/28 May 2007 between the undersigned and REC logistics and procurement personnel in which it is confirmed in the email from Abdul Haris Abdul Hadi of REC in Libya that REC understood that FHB and affiliates was REC's "appointed freight forwarder & clearance agent in Libya." Mr. Hadi's email goes on to summarize REC's understanding of the "scope of Bertling works" for REC and its affiliates in connection with the Libyan Housing Project. This email demonstrates the intention of the parties under the Logistics Agreement that FHB was to provide services of a primarily maritime nature, since most of the materials, equipment and supplies could not reach Libya without crossing a body of water by ship. First and foremost in REC's understanding of FHB's scope is "[p]roviding o[cean]/freights & charges and advancing payments for D[oo]r to D[oo]r services (pick up + clearance at port of origin & port of discharge +ocean/air freight + loading at port of loading" Mr. Hadi's email further explains the understanding that Bertling would arrange the carriage of cargo by sea and ancillary clearance, overland transportation and storage associated with such imported cargo. Alan Scott is listed in copy on Mr. Hadi's email.

11. **Exhibit O** hereto includes an email exchange from 11 June 2007 and two (2) spreadsheets. The top spreadsheet entitled "Libya House Project Tajoura" is a spreadsheet I prepared and provided to REC, at REC's request, a spreadsheet of Libyan Customs duties and import taxes and costs for subsequent inland transportation for construction materials that REC advised in the second spreadsheet contained in **Exhibit O** were being imported by sea through the port of Khoms in Libya. This is further

evidence of the maritime nature of the transportation services that were intended under the Logistics Agreement.

I declare and state under penalty of perjury of the laws of the United States that the foregoing is true and correct.

Dated: 12 June 2008



FOLKER LEHNING

EXHIBIT N



Ranhill

Ranhill Engineers and Constructors Sdn Bhd (221264-W)

21st Floor, Empire Tower, No. 182, Jalan Tun Razak 50400, Kuala Lumpur, Malaysia
Tel: 603 2171 2020 Fax: 603 2171 2121 www.ranhill.com.my email: info@ranhill.com.my



Certificate No:
115685

Rev.:00

REC/SOP/HRA/F10

MINUTES OF MEETING	Project /Proposal No: C 2206
	Minutes Reference: REC/LOG/BERT/001
	Page: 1 of 2

DESCRIPTION OF PROJECT: LIBYAN HOUSING PROJECT											
PURPOSE OF THE MEETING :											
Attended By: <table> <tr> <th>Name</th><th>Company</th></tr> <tr> <td>Folker Lehning</td><td>F.H. Bertling (M) Sdn Bhd</td></tr> <tr> <td>Hayley Van de Glind</td><td>REC</td></tr> <tr> <td>Suida Selamat</td><td>REC</td></tr> <tr> <td>S Prem Kumar</td><td>REC</td></tr> </table>	Name	Company	Folker Lehning	F.H. Bertling (M) Sdn Bhd	Hayley Van de Glind	REC	Suida Selamat	REC	S Prem Kumar	REC	Date: 3 rd of November 2006 Distribution: Alan Scott – REC Project Director Hayley Van de Glind – REC GM Procurement & Logistics Suida Selamat – REC Logistics Manager S Prem Kumar – REC Site Logistics Supervisor Folker Lehning – F.H Bertling Project Director
Name	Company										
Folker Lehning	F.H. Bertling (M) Sdn Bhd										
Hayley Van de Glind	REC										
Suida Selamat	REC										
S Prem Kumar	REC										

ITEM	DESCRIPTION OF DISCUSSION	ATTEND BY	DATED
1.	General 1.1. Construction site will be at Tajura, Tripoli to build 10,000 apartment 1.2. Estimated project to be started is end of 2006 – TBA 1.3. Pre Casting plant to be built & pre casting parts came from Finland – REC to advise location of the pre casting plant. 1.4. Local & imported Earth moving equipment will be used for this project. 1.5. Logistics inquiry from Bertling to be requested only to Folker (folker.lehning@bertling.com) & Manfred (Manfred.Bruns@bertling.com)		
2.	Cement Shipment 2.1. REC required cement of 30,000MT a month 2.2. Due to high logistics cost from China, tentiavely cement will be supplied from Russia & port of loading will be Ukraine. 2.3. Bertling requested firm details info of the cements i.e. type of packaging, 2.4. Bertling to revert to REC on their proposal on time charter vessel (3 years) or voyage charter 2.5. Bertling to revert on the handling & clearance cost at Khoms Port as well as provide alternative way to clear the shipment without any demurrage incur. 2.6. Prem to meet with Iain to get information on the cement contract in order to get the cement specification & packaging.		
3	Warehousing 3.1. Bertling requested REC requirement on the warehousing i.e. size of the warehouse, type of storage, movement of the goods 3.2. Tentatively REC will build the warehouse, manage by Bertling – location & size to be advised 3.3. REC to provide requirement on warehouse software i.e. inventory, shipment tracking, truck tracking, multiple delivery & etc		

MINUTES OF MEETING	Project /Proposal No:
	Minutes Reference:
	Page: 2 of 2

4.	3.4. Bertling to facilitate REC requirement on warehousing		
	Bertling Scope of work: 4.1. Bertling request their scope of work for this project i.e. local handling from the port, freighting, warehousing – to be discuss on Tuesday meeting with Alan 4.2. Bertling to propose their office set-up in Libya – to be further discuss		
5.	Other Matter: Next meeting will be held on Tuesday (7.11.06) at 10.00pm at 21 st floor, REC HQ		



Ranhill

Ranhill Engineers and Constructors Sdn Bhd (221264-W)

21st Floor, Empire Tower, No. 182, Jalan Tun Razak 50400, Kuala Lumpur, Malaysia
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Certificate No:
115685

Rev.:00

REC/SOP/HRA/F10

<p align="center">AGENDA'S OF MEETING</p>	Project /Proposal No: C 2206
	Minutes Reference: REC / LOG / BERT / 002
	Page: 1 of 3

DESCRIPTION OF PROJECT: LIBYAN HOUSING PROJECT

PURPOSE OF THE MEETING : LOGISTIC CLARIFICATION WITH BERTLING

Attended By:

Date: 7th November 2006

Name	Company
Folker Lehning	Bertling
Alan Scott	REC
Suida Selamat	REC
S.Prem Kumar	REC

Distribution:
 Alan Scott – Project Director
 Hayley Van De Glind – GM,
 Procurement & Logistic
 Rafidah – Project Secretary
 Suidah Selamat – Logistic
 Manager
 S.Prem Kumar – Logistic
 Supervisor

ITEM	DESCRIPTION OF DISCUSSION	ACTION BY	DATE BY
1.0	Introduction		
1.1	Confirm by REC's survey, that we need to unstuff the containers by 3 hours as they bring it to our site. Bertling will negotiate with liners for a free detention charges. Bertling need to advise REC on the best solution to avoid any demurrage.	Bertling	
1.2	Bertling / appointed agent will off load the containers from the trucks or REC? REC to advise Bertling on the subcontractors.	REC	
1.3	Facilities such as cranes and forklifts for Logistic at site. REC to provide and Bertling to maintain and operate	REC	

AGENDA'S OF MEETING	Project /Proposal No: C 2206
	Minutes Reference: REC / LOG / BERT / 002
	Page: 2 of 3

1.4	Rec to provide the warehouse and Bertling to operate. How will the system will be? Bertling to do a presentation on this.	Bertling	
1.5	Safety measures inside the warehouse? Bertling to present and propose to REC. Bertling to submit their HSE procedures	Bertling	
1.6	Bertling to confirm on the gears for all conventional shipment and also for the trucks. Bertling to advise all vessels to carry their on wire ropes and slings. Will not be suitable to use ports gears.	Bertling	
2.0	Trucking Services		
2.1	How big are they?		
2.2	Capacity of their trailers?		
2.3	Current projects they are tied up with?		
2.4	Transport permit from local authorities;		
2.4.1	What documents are required? Bertling to check and advise REC.	Bertling	
2.4.2	Can Bertling pre apply for permit before vessels arrive? Bertling to check and advise REC.	Bertling	
2.5	What will be their overtime charges if we had to use the trucks for 16 hours per day? Bertling to check on the rates if we are using 2 shifts and operating at night.	Bertling	
2.6	Bertling to propose for alternative companies if they can't meet our demand? Bertling to investigate with the trucking Union in Libya	Bertling	
3.0	AIRFREIGHT		
3.1	If we have to airfreight, what would be the facilities in the airport? Bertling to advise REC	Bertling	
3.2	How big is the covered and uncovered warehouse in the airport? Bertling to advise REC	Bertling	
3.3	What are the storage charges at the airport? Bertling to advise REC	Bertling	

EXHIBIT 0

CORRES

Folker Lehning (DEBRE)

From: Gareth Norman [gareth@ranhill.com.my]
Sent: Mittwoch, 3. Januar 2007 02:56
To: Folker Lehning DEBRE; nazira@ranhill.com
Cc: J Blumberg (Bertling-DELBC); Darma Halim
Subject: RE: REGISTERED VENDOR UP-DATE (REF : TCTRL-05406-FH @ TCTRL-05406-FH-R)
Attachments: ATT380516.txt

Folker

Compliments of the season – Nazira didn't receive your message as the address was incomplete.

There is no need for Bertling to provide the registration data to qualify for the Libya and other projects covered by the General Agreement we have already executed. It would be prudent, however, for you to provide the info requested in accordance with Emma's request to avoid any unnecessary procedural difficulties on other potential projects. If there is a problem with this, please let me know.

I've just returned to the office and about to catch up on developments during my absence. I will get back to you on other matters as appropriate.

Regards

Gareth

From: Folker Lehning DEBRE [mailto:Folker.Lehning@bertling-logistics.com]
Sent: Friday, December 29, 2006 9:03 PM
To: nazira@ranhill.com
Cc: Gareth Norman; J Blumberg (Bertling-DELBC)
Subject: FW: REGISTERED VENDOR UP-DATE (REF : TCTRL-05406-FH @ TCTRL-05406-FH-R)

Dear Nazira,

Received return message from Gareth, that he is not in the office till 2nd of Jan. 2007. Pls kindly read as per below mail.

Thank you for consideration and your advise.

Best regards
 Folker Lehning

F.H. Bertling (M) Sdn Bhd
 Kuala Lumpur
 Mob.: +60-172 496 164

From: Folker Lehning DEBRE
Sent: Freitag, 29. Dezember 2006 09:31
To: 'Gareth Norman'
Cc: J Blumberg (Bertling-DELBC); 'Bernd Wiesch (E-Mail)'; manfred.bruns@bertling.com; 'Guenther Bielfeld'
Subject: FW: REGISTERED VENDOR UP-DATE (REF : TCTRL-05406-FH @ TCTRL-05406-FH-R)

Dear Gareth,

Hope you have had a good X-mas time.

Att. and below pls find the request from your REC procurement dept. regarding provision of data for vendor registration. Pls kindly check and advise, if F.H. Bertling has to provide this data again with respect to our general agreement for the Libya housing project and

forthcoming other projects.

Appreciate your assistance and reply on this issue, as we are requested to deliver data till January 4th, 2007.
Have a good and prosperous new year 2007.

Best regards
Folker Lehning
F.H. Bertling (M) Sdn Bhd
Kuala Lumpur
Mob.: +60-172 496 164

From: Emma [mailto:emma@ranhill.com.my]
Sent: Donnerstag, 28. Dezember 2006 02:12
To: Folker Lehning (Malaysia)
Subject: REGISTERED VENDOR UP-DATE (REF : TCTRL-05406-FH @ TCTRL-05406-FH-R)

TO : F.H.BERTLING (M) SDN BHD

Dear Mr.Folker Lehning,

We are in the midst of updating our registered vendor in our database system. Therefore, we seek your good organization to complete the attached forms.

Please be noted that your failure to comply will result your company to be "in-active status" and you will not be given a priority to participate for any quotations or tenders issued by RECSB.

Kindly revert back to us the complete form with appropriate documents soonest possible @ within 1 week from the date of this e-mail for our perusal, to the following address;

RANHILL ENGINEERS & CONSTRUCTORS SDN BHD
31st Floor, Empire Tower
182, Jalan Tun Razak
50400 Kuala Lumpur.

Thank you.

Yours faithfully
for RANHILL ENGINEERS & CONSTRUCTORS SDN BHD

Darma Halim
Procurement Assistant
<<Supplier Reg. Form -Issue 02 Rev. 01 - Latest Ver.doc>> <<Work Categories - Issue 02 Rev. 01 - Latest Ver.xls>>

Folker Lehning (DEBRE)

From: Folker Lehning DEBRE
Sent: Donnerstag, 24. Mai 2007 16:06
To: 'jblkumberg@bertling.de'; 'bernd.wiesch@bertling.de'; 'guenther.bielfeld@bertling.de';
'wail.dagash@bertling.de'; 'manfred.bruns@bertling.de'
Subject: REC Libya housing project / meeting 23.05.07
Attachments: REC LOGISTICS MANAGEMENT BY FHB AGENDA 23 MAY 2007 (3).doc



REC LOGISTICS
ANAGEMENT BY FH

Jörg and all,
Meeting commenced on 23.05.07 / 10 am.

Participants REC : Tarique(only present for abt. 20 Min., then he was called by the management to attend)
, Alan Scott
Angie Chan
Peter Jackson
Suida Selamat
Keith Irvine (responsible for finance Libya project, no name card available, will be stationed in Libya)

Alan reported:

- sometime in June 07 REC expects the handover of the first job-site Tajoura and to receive masterplan
- focused start of project August / Sept. 2007
- FHB is asked to include the offloading at warehouse / job-site in their scope of work, excl. for cement
- He requires FHB – orga chart both for Malaysia and Libya. In turn I have required same prior next meeting.
'This issue was poart of our agenda

Tarique reported: he favours Misurata port, which he has visited recently. He was in contact with the port authority and does not expect no problems to discharge break bulk cargo like cement etc. Further he favours this port to establish a warehouse. The land – price per sqm should be LD 4,50 !!?? After this statement he left for another meeting and did not return to this meeting.

Angie reported :

She asks for a copy of the Libyan customs tariff... as per 'Wail, who confirmed to her last week, that FHB has such tariff ????? Wail, pls revert to this.
Further she appreciated my summary for charter terms and conditions, which I originally sent to Alan Scott already in Dec. 2006. She is eager to work close with the FHB-PLD. Next week she will be in Chaina with Tarique for cement negotiations.

Peter Jackson :

Peter was very cooperative in this meeting. I got a positive feeling, that he follows Ron Metcalf's instructions, but wait and see.

Alan Scott has left today going back to Libya in his role of Project Director Libya, same as Tarique in Malaysia.

Abdul Haris, so far part of the REC-logistics team in KL, was sent to Libya since 2 weeks ago as supervisor to keep hand on Tajoura and later certainly Benghazi project as troubleshooter.

If you have any questions , pls call me. Att. you find our agenda with remarks in bold black of REC's answers / comments.

Best regards
Folker Lehning

Folker Lehning (DEBRE)

From: Suida Selamat [suida@ranhill.com.my]
Sent: Mittwoch, 30. Mai 2007 05:13
To: 'FOLKER LEHNING'; Folker Lehning DEBRE
Cc: 'Peter F. Jackson'; 'Alan Scott'; 'Abdul Haris'
Subject: Misurata Port
Importance: High
Attachments: ATT93919.txt

Dear Folker,

Further to our recent meeting on 23/5/2007, as per discuss & agreed, we still waiting for your report & study on Misurata Port, Libya. Kindly revert urgently.

Best regards
Suida

William Lakis

From: Folker Lehning (DEBRE) [Folker.Lehning@bertling.com]
Sent: Monday, June 09, 2008 9:55 AM
To: William Lakis
Cc: Joerg Blumberg; Bernd Wiesch (DEHAM)
Subject: FW: Bertling Office in Libya
Attachments: ATT82817.txt

Dear Sir,

in addition to my previous mail of today, pls find below a statement from REC regarind FHB role on the Libya Housing project. This mail confirms what was agreed before between the parties, i.e. oceanfreight rates and charges from door to door.....
 Hope this can be of interest for you.

Best regards
 Folker Lehning

From: Peter F. Jackson [mailto:peter.jackson@ranhill.com.my]
Sent: Montag, 28. Mai 2007 03:03
To: Folker Lehning (Malaysia)
Subject: FW: Bertling Office in Libya

Folker

Please find below e-mail received from Haris (REC 's logistics man in Libya).
 I forward this just for your info.
 Any comments appreciated.
 Regards
 Peter

From: Abdul haris Abdul Hadi [mailto:ranhillharis@yahoo.com]
Sent: Sunday, May 27, 2007 3:42 PM
To: Suida Selamat
Cc: Alan Scott; Tarique Azam; Peter F. Jackson
Subject: Bertling Office in Libya

Dear Suida,

We understood that Bertling is our appointed freight forwarder & clearance agent in Libya. We assumed that the scope of Bertling works will be as follows:

- 1) Providing o/freights & charges and advancing payments for Dr to Dr services. (pick up + clearance at port of origin & port of discharge +ocean/air freight + loading at port of loading + in land delivery + discharging activities at port of discharge +unloading at site+ return the trailer/container to liners' yard)
- 2) Preparing & advancing payment for temporary import permit (if required)
- 3) Advancing for duties, taxes, port charges, port storage, deposit to shipping lines & other relevant port & liner charges on behalf of Ranhill.
- 4) Arranging & advancing payment for samples & analysis (if required)
- 5) Arranging & advancing payment on inland transport (with drivers & necessary equipments) from our storage area to the construction side
- 6) Preparing & advancing payment for sufficient man power & necessary unloading equipments (such as cranes / forklift with drivers) to unload cargoes from containers/trailers.

6/9/2008

- 7) Maintaining a record of inventory in the storage area
- 8) Maintaining a safekeeping of our storage area
- 9) Signing a contract (s) with a local freight forwarder / clearance agent (s)
- 10) Issuing payments to a local freight forwarder / clearance agent (s) with in a stipulated time

As their scope is huge and extensive kindly give us an update of Bertling's plan to set up an office in Tripoli. Will they be ready for operation by early June? Does Bertling representative in Libya conversant in Arabic? If not, we foresee that Bertling will need an interpreter as we need to communicate with custom, government officers, port officers and transport unions. We also need from time to time to write official letters in Arabic to government / custom offices.

Rgds
Haris

Shape Yahoo! in your own image. Join our Network Research Panel today!

Folker Lehning (DEBRE)

From: Peter F. Jackson [peter.jackson@ranhill.com.my]
Sent: Montag, 11. Juni 2007 05:17
To: Folker Lehning DEBRE
Cc: Chan Lai Wan
Subject: RE: Inland cost for Container Shipments Libya Housing project
Attachments: ATT24443.txt

Folker and Angie

Please ensure that ALL e-mails regarding Libya logistics issues are copied to Suida Selamat (Manager Logistics) and to Haris (Logistics Supervisor Libya).
It is most important that all concerned parties including REC Manager Logistics and Logistics Supervisor are aware of logistical issues.

Regards
Peter

From: Folker Lehning DEBRE [mailto:Folker.Lehning@bertling-logistics.com]
Sent: Monday, June 11, 2007 10:44 AM
To: Chan Lai Wan
Cc: Peter F. Jackson
Subject: Inland cost for Container Shipments Libya Housing project

Dear Angie,

att. Pls find the spread-sheet with transport cost and respective duty and tax rates as discussed on 06.06.07 in your office.

Pls note, that we have based inland haulage on 20 metric tons per 20ft container incl. tare, 24 metric tons per 40ft container incl. tare. The duty and tax rates are subject to change. As discussed some of these cost may not occur if ARC will apply together with your client (Libya Government Body) for exemption of duty .

Hope this will serve you .

Best regards

Folker Lehning <<Inland cost Container.xls>>

Folker Lehning (DEBRE)

From: Folker Lehning DEBRE
Sent: Mittwoch, 11. Juli 2007 04:09
To: 'angie.chan@ranhill.com.my'
Subject: FW: Inland cost for Container Shipments Libya Housing project

Attachments: Inland cost Container.xls

Good morning Angie,

att. Pls find again the spread-sheet with approx. costing for container loads as per your yesterday's request.

Best regards
Folker Lehning

From: Folker Lehning DEBRE
Sent: Montag, 11. Juni 2007 10:44
To: 'angie.chan@ranhill.com.my'
Cc: 'peter.jackson@ranhill.com.my'
Subject: Inland cost for Container Shipments Libya Housing project

Dear Angie,

att. Pls find the spread-sheet with transport cost and respective duty and tax rates as discussed on 06.06.07 in your office.

Pls note, that we have based inland haulage on 20 metric tons per 20ft container incl. tare, 24 metric tons per 40ft container incl. tare. The duty and tax rates are subject to change. As discussed some of these cost may not occur if ARC will apply together with your client (Libya Government Body) for exemption of duty .

Hope this will serve you .

Best regards



Inland cost
Container.xls (75 ...

Folker Lehning

Libya House Project Tajoura

Port of entry : Khoms

Summary of charges (cost estimation on present terms and conditions)
Duty and tax rates subject to final approval of Libya customs and rating

Commodity	THC 20 ft US-Dollar	THC 40 ft US-Dollar	Inlandfreight 20 ft Cont US-Dollar	Inlandfreight 40 ft Cont US-Dollar	Customs Clearance US-Dollar	Duty rate on CIF value in %	testing/analyse rate on CIF value in %	invoice tax in %
Small Tools	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Quarries	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Waterproofing	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Skim Coat	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Aluminium Door & Window	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Door Frame	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Door Leaf	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Fire Door	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Ironmongery	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Paint	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Plywood	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Roller Shutter	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Sanitary Wares	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Sanitary Fittings	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Sanitary Accessories	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Tiles	\$149	\$298	\$264	\$344,85	\$58,25	2	1	0,25
Water Heater	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Window Sill	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Granite & Terrazzo Tiles	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
Lift	\$149	\$298	\$264	\$344,85	\$58,25	2	1	0,25
Precast Manhole (Sewerage Works)	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25
UPVC Pipe (Sewerage Works)	\$149	\$298	\$264	\$344,85	\$58,25	4		0,25

Ductile Iron (sewerage Works)	\$149	\$298	\$264	\$344,85	\$58,25	4	0,25
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2,05

EXHIBIT P

Fauziah Mohd Isa

Phone Ext 1161

From: Zabidi Jamil
Sent: Thursday, May 31, 2007 10:36 AM
To: Fauziah Mohd Isa
Subject: Account for new staff
Categories: SCL=-1

Dear Gee,

Account for new staff as follows:-

Folker Lehning

LAN ID

Username: flfolker

Password: ranhill (Default)

Email Account:

Email Address: folker@ranhill.com.my

Password: user123 (default)

Internet Account

Username: flfolker

Password: 123 (default)

Regards,

Zabidi Jamil

31/05/2007

Updated: 28th March 2007

RANHILL ENGINEERS & CONSTRUCTORS

21st Floor, Empire Tower, 182 Jalan Tun Razak, 50400 Kuala Lumpur

BUILDINGS & INFRASTRUCTURE

Ranhill

TEL: (03) 2171 2020

FAX: (03) 2164 2040

SVP'S OFFICE - INFRASTRUCTURE

Tarique Azam (SVP)	1105
Salmah Alias (Sec)	1129
Nisha Baharudin	1174
Yaacob A. Manan (Driver)	

ENGINEERING

INFRASTRUCTURE	
Mohamed Iqbal Mohamed Yusoff	1197
Andi Abd Rahman	1163
Azhar Ahmad	1171
Mohd Iqbal Mohd Yusof (Trainee)	1159
Murugan Ramulu	1172
Nor Mohd Syahidani Mohammad Saaid	1170
Nur Haffidzah Zainuddin	1153
Sabarlah Abdul Aziz	1181

BUILDINGS

Khairuddin Esilar	1195
Hashimah Mohamad	1190
Fatimah Saliken	1199
Ismail Mat Salleh	1140
Khairiah Muhammad	1151
Kua Suen Tien	1114
Ma. Ava F. Icabandi	1125
Mohd Zakuan Zakaria - SERDANG	1119

CONTRACTS & COMMERCIAL

Jim Sloan (GM)	1117
INFRASTRUCTURE	
Hasmizi Yusoff	1198
Nor Diana Mohamed	1180

Mohamad Idrus Asmoin	1154
Najidah Che Amat	1173
Norain Hj. Abu Bakar	1156
Rohainiah Mohd Danan	1179

SERDANG PROJECT

Ahmad Muzaffar Abdullah	1134
Herbert Fernandez	1125
Jayanthi Sundaram (Proj. Acct)	1127
William Cabotage	1117

RAK

Mohd Riza Yusoff	1183
Mohd Firdaus Saaiden	1168

HUMAN RESOURCE

Shanthy d/o Ramanathan	1189
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BUILDINGS

Direct Line: (03) 2164 2070 / Direct Fax: (03) 2164 2071

Puah Kim Wee (SGM)	1101
Janice Yap Cheng Yi	1133
Koh Kam Chin	1132
Loke Shu Loong	1131
Norhaslina (Sec)	1118

COMMUNITY SPORTS COMPLEX

Lai Joo Heng (SM)	1108
Amerpal Singh Khosa (Consultant)	1119
Azman Umar (Consultant)	1137
Haniza Abd Rahman	1121
Hariff Halimen Shamsinar	1120
Mokhairulnizam Mohd	1143
Norasikin Baharom	1122
Saleem Raza Mirza	1138
Stewart Beh Shuenn Shyuan	1115

SDE PROJECT

Hasnul Hadi Hashim (Procurement) JOHORE	1159
Mahadzer Harun (Project Finance)	1193
Mohd Zamani Yaacob	1194
Murali Tharan Palaniandy (Project Acc)	1196
Norshuaila Arepin (Project Finance)	1184
Roslan Ab Rahman (Procurement) JOHORE	1186

LIBYA PROJECT

Keith Irvine Abdullah	1107
Matti Haapakoski	1175
Alicia Lai Wai Mun	1164
Angie Chan Lai Wan	1162
Folker Lehning	1161
Jamaluddin Ahmad Ghiasuddin	
Julia Abu	1186
Low Kong Lin	1124
Mohd Zikri Rodzi	1185
Nazim Hassan	1159
Norain Hj. Abu Bakar	1156
Rafidah Abdul Hamid	1187
Raja Azizah Raja Yeop	
Sreedharan R. Pillay	1123

SAFETY, HEALTH & ENVIRONMENTAL

A. Krishnan (SM, Health & Safety)	1110
Ithnin Abu	1188
Arduni Mastura Abu Bakar (Environmental)	1135
Badariah Awang Kechik (Environmental)	1136
Haslina Mat Isa (Environmental)	1111
Intan Salwani Kushain	1113
Mj Hapidzal Hashim	1112

RECEPTION / TELEPHONIST / DESPATCH / PANTRY / MEETING ROOM

Sharina Shaari (Receptionist)	1191	DESPATCH	
Ramlah Sharif (Pantry)	1299	Mohd Azmi Hamzah	012-218 3267
TELEPHONIST		Sham Sool Ariffin	012-330 7184
Hawa Mohamad	1100	Meeting Room 1	1104
Puteri Juriah Megat Ibrahim	1400	Meeting Room 2	1103
Rosnilawati Mat Saad	1300	Meeting Room 3	

Updated: 28th March 2007

RANHILL ENGINEERS & CONSTRUCTORS

29th Floor, Empire Tower, 182 Jalan Tun Razak, 50400 Kuala Lumpur

Ranhill

POWER & CONTRACTS/ COMMERCIAL

TEL: (03) 2058 2000

FAX: (03) 2058 2056

VP'S OFFICE - POWER

Direct Line: (03) 2058 2001 / Direct Fax: (03) 2058 2055	
Michael Stephenson (VP)	2001
Chitra Navamoney (Sec)	2002

CONTRACTS & COMMERCIAL

Direct Fax: (03) 2058 2092	
David James Yule (GM)	2008
Iain Lancaster McFarlane (GM)	2007
Noorlinda Abdul Ghani	2005
Julita Jamaluddin	2037
Ma. Ava F. Icabandi	2035
Narzrin Abdul Rahman	2042
Nor Shazalina Sakir	2034
Rosmiah Samsul Baharin	2047
Syukmatuha Ahmad	2041
Salina	2038
Teresita Lubo Delos Santos	2036

TELUK SALUT 1 PROJECT

Direct Fax: (03) 2058 2056	
David Tan	2012
Alaina Zakiah Nor Aripin	2059
Fairuz Zulkernain (SABAH)	2067
Ho Pooi See	2064
Jusoh Abdullah	2060
Kevin Chin Fook Min	2025
Noor Risham Md Arus	2076
Noorizan Mohd Noh	2074
Rubaayah Abdul Ghaffar	2062
Tan Hooi Yean	2063
Zaida Mohd Daud	2057
Zuriati Jantan	2075

PROCUREMENT & LOGISTICS

Direct Fax: (03) 2058 2044	
V. Thachnamurthy (Snr.Proc.Mgr)	2023
Annas Othman	2050
Asurajah Anthonysamy	2022
Balbir Singh	2043
Boyce Teoh Wen Chau	2049
Chryss Seng Jing Mei	2095
Faradeva Borhan	2052
Kamalezveran Munuchamy	2046
Norzidah Che Zainol	2033
Rosni Mohd Yatim	2053
Siti Hamidah Sheikh Abu Bakar	2004
Siti Shuhana Mohd Nasir	2051
Syed Khairul Nizam Syed Zamri	2021
Zainol Abu Bakar (SABAH)	2043
Zainudin Saad	2094

TUARAN PROJECT

Michael Turner (PM)	2011
Vacant	2024
Paul Jordan (Eng. Manager)	2014
Eduardo Anonuevo (SABAH)	2081
Vacant	2077
John Baines	2087
John Britto (SABAH)	2088
Kevin Chin Kok Loon	2091
Kevin Goh Choong Boon (SABAH)	2079
Mohd Nazrin Abdul Kudus	2090
Norhamizah Fazliana Sulaiman	2089
Paul Antonisamy	2086
Rangash Natarajan	2080

ENGINEERING

Ir. Leon Ng (GM)	2013
Christine Wong Hie Hing (Sec)	2061
Ir. Sinasamy Subramaniam	2016
Khairul Nazri	2071
Mohd Nurmiza Baharom	2066
Mohd Shamly Zainuddin	2009
Nor Azrien Yanty	2068
Zainal Agoes	2065

NEW BONG PROJECT

TBA (PM)	2010
Mark Povey (SABAH)	2015
Wong Kin Pin	2081

HRM & ADMINISTRATION

Shahrin Ahmad (Administration)	2045

RECEPTIONIST & PANTRY

Nur Alifah Ithnin (Receptionist)	2000
Latifah Mamat (Pantry)	2085

Updated: 28th March 2007**RANHILL ENGINEERS & CONSTRUCTORS**31st Floor, Empire Tower, 182 Jalan Tun Razak, 50400 Kuala Lumpur**CORPORATE OFFICE****Ranhill**

TEL: (03) 2170 7400

FAX: (03) 2164 2072

CEO'S OFFICE

Direct Line: (03) 2170 7402 / Direct Fax: (03) 2170 7488	
Ron Metcalf (CEO)	7401
Sharmila Bhaskaran (P.A.)	7402
Kasturi Gurunathan (Sec)	7421
Allan William Scott	7416
Mohamed Jamal Baharom (Driver)	
Mohd bin Abdul Khalil (Security)	
Razalee Mokhtar (Driver)	

BUSINESS SUPPORT SERVICES

Direct Line: (03) 2170 7415	
Gareth Ralph Norman (VP)	7415
Nazira Md. Ibrahim (Sec)	7423
Mohd Sarol Afendi Ishak	7485
Mohd Salfizan Sulaiman (Driver)	019-261 1695

BUSINESS DEVELOPMENT

Direct Line : (03) 2170 7420 / Direct Fax: (03) 2171 2125	
Richard Khaw (VP)	7420
Vacant - (Sec)	7414
Iida Izanie Ahmad	7432
Nurhisham Mohd Sofee	7439
Nazlin Ibrahim	7406
Pedro B. Dragon	7434
Rozalina Mat Harus	7440
Ruslina Rusli	7433
Zahir Ishak	7438

HRM & ADMIN

Direct Line: (03) 2170 7409 / Direct Fax: (03) 2170 7485	
Rooyahaiti Yakub (GM)	7409
Prabhavathi (Sec)	7407
Noor Zaidah Shahi	7424
Wan Suzeaney Wan Mohamad Nawawi	7410
Adnan Zamri Abdullah	7476
Safidah Mohd Tahir	7489
Venoshini Vembarasan	7466
Mastura Ahmad Kamil	7479
Fauziah Daud	7477
Tarnimi Ishak	7467
Roslaini Daud (International HR)	7469
Umi Khalsom Omar (Payroll)	7427
Noriele Anum Hamel (Payroll)	7478
Bariah Ahmad (Administration)	7486
Sh. Annissa Sy. Zulkefeli (Administration)	7419
Mohd Sharydan Saari (Driver)	012-341 8674

SAJ, WATER DIVISION

Zailan Mohd Zahid (VP)	7422
Hayatul Adawiyah Md. Othman (Sec)	7448

FINANCE

Rajam Segal (GM)	7406
Rozita Abdul Karim (Sec)	7417
L. Joseph Nixon S. Lourdesamy	7425
Siti Maisarah Sheikh Arom	7454
PROJECT FINANCE	
Flora Heng Siam Hual	7463
Marniza Kamaruddin	7460
Inderadin Zainal Abidin	7464
Intan Zuraida Shafie	7459
Mohamad Nasir Baharom	7455
Muhammad Irfan Abd. Rahman	7456
Shivani M. Sivanjanaveri	7458
Vanitha K Parasingam	7462
Zamli Ahmad	7461

PROCUREMENT & LOGISTICS

Direct Fax: (03) 2164 1819	
Peter Jackson (GM)	7403
Fauziah Bt Mohd Isa - G (Sec)	7428
Suida Selamat (Logistics Mgr)	7480
Abdul Haris Abdul Hadi	7474
Bahrin Musa	7475
Darma Halim	7482
Radziah Abd. Aziz	7483

PROJECT SUPPORT SERVICES / ENGINEERING

Direct Fax: (03) 2164 2072	
Ivan James Bota (SVP)	7418
Nor Hasmaliza Razali (P.A.)	7413
Scott Morrisson (Prj. Control Mgr)	7412
Nor Izzah Nor Hashim (Sec)	7490
Ahmad Zakiruddin Mohamed	7429
Asmahanum Ahmad	7494
Avtar Singh Sodhi	7471
Mohd Razif	7429

QUALITY & HSE MANAGEMENT

Azah Abdul Kadir (GM)	7408
Mariani Aniffin (Sec)	7411
Azlina Zaharuddin	7442
Albela Andres Simanes	7450
Mohammad Fauzi Bahari	7484
Mansor Yusoff	7444
Mohd Nazril Jaafar	7443
Siti Azrah Mohd Akob	7452

RECEPTION / PANTRY / MEETING ROOM

Norzahaniah Mohd Saleh (Receptionist)	7400	Meeting Room 1	7426
Afriya Dafir (Pantry)	7491	Meeting Room 2	7487

Updated: 22nd February 2007**RANHILL ENGINEERS & CONSTRUCTORS**

21st Floor, Empire Tower, 182 Jalan Tun Razak, 50400 Kuala Lumpur

BUILDINGS & INFRASTRUCTURE**Ranhill**

TEL: (03) 2171 2020

FAX: (03) 2164 2040

TELUK SALUT I PROJECT**Ranhill Engineers & Constructors Sdn. Bhd.**

No. 3, Lorong 1D
 KKIP Selatan
 Industrial Zone 3
 KKIP
 88460 Kota Kinabalu
 Tel: (088) 495 977 Fax: (088) 495 484

LIBYA PROJECT**(Opposite Abuseta Petrol Station)**

Abuseta Street
 Tripoli
 Libya
 Tel & Fax :- 00218 21 3403566

ULU TIRAM SITE OFFICE**Ranhill Engineers & Constructors Sdn. Bhd.**

No. 24 & 26
 Jalan Palma Raja 2
 Taman Dato' Chellam
 81100 Ulu Tiram
 Johor
 Tel: (07) 861 7224 Fax: (07) 861 7442
 Fax: (07) 861 6924 (Pkg 1)
 Fax: (07) 861 6925 (Pkg 2)

MELUT BASIN PROJECT**Ranhill Petroneeds JV**

No. 83, Block 25
 Al-Manshiya, Khartoum
 Republic of Sudan
 Tel: +249911230914

SAJ PROJECT**Ranhill Engineers and Constructors Sdn Bhd**

No.18 & 20, Jalan Geroda 1,
 80350 Larkin
 Johor Bahru, Johor
 07 - 2268011
 07- 2265020

RME PROJECT**Ranhill Middle East FZE**

P.O. Box 25567
 Office No. 1302
 Abdullah Building (ABN Amro Tower)
 Hamdan Street, Abu Dhabi
 United Emirates.
 Tel: 97126717917